

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

**MICROSOFT CORPORATION, a
Washington corporation,**

Plaintiff

v.

**IDEAL TECHNOLOGIES, LLC, a Texas
limited liability company doing business as
PRICE RIGHT COMPUTERS, and
KEVIN COOK, as an individual,**

Defendants

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NO. 3:12-CV-04340-D

STIPULATED PERMANENT INJUNCTION AGAINST DEFENDANTS

Plaintiff Microsoft Corporation (“Microsoft”), and Defendants Ideal Technologies, LLC, a Texas limited liability company doing business as Price Right Computers, and Kevin Cook, as an individual (collectively, “Defendants”), hereby stipulate that Defendants along with their directors, principals, officers, agents, servants, employees, representatives, successors and assigns, and all those persons or entities acting in concert or participation with them, shall be and hereby are PERMANENTLY ENJOINED and restrained from:

(a) any unauthorized imitating, copying, or making any other infringing use or infringing distribution of software programs, components, end user license agreements (“EULA”) or items protected by Microsoft’s registered trademarks and service mark, including, but not limited to, the following Trademark Registration Nos.:

- (1) 1,200,236 (“MICROSOFT”);
- (2) 1,256,083 (“MICROSOFT”);
- (3) 1,872,264 (“WINDOWS”);

- (4) 2,744,843 (COLORED FLAG DESIGN);
- (5) 1,475,795 ("POWERPOINT");
- (6) 1,741,086 ("MICROSOFT ACCESS");
- (7) 2,188,125 ("OUTLOOK"); and
- (8) 2,999,281 (COLOR FOUR SQUARE LOGO);

or the software programs, components, EULA, items or things protected by the following

Certificate of Copyright Registration No.:

- (1) TX 5-407-055 ("Windows XP Professional");
- (2) TX 5-837-617 ("Office 2003 Professional");
- (3) TX 5-837-636 ("Office Excel 2003");
- (4) TX 5-900-087 ("Office Outlook 2003");
- (5) TX 5-852-649 ("Office PowerPoint 2003");
- (6) TX 5-837-618 ("Publisher 2003");
- (7) TX 5-900-088 ("Office Word 2003");
- (8) TX 5-877-513 ("Business Contact Manager for Office Outlook 2003"); and
- (9) TX 5-901-713 ("Office Access 2003");

and any other works now or hereafter protected by any of Microsoft's trademarks or copyrights;

(b) any unauthorized manufacturing, assembling, producing, distributing, offering for distribution, circulating, selling, offering for sale, advertising, importing, promoting, or displaying any software program, component, EULA, item or thing bearing any unauthorized simulation, reproduction, counterfeit, copy, or colorable imitation of any of Microsoft's

registered trademarks or service mark, including, but not limited to, the Trademark and Service Mark Registration Nos. listed in Paragraph (a) above;

(c) using any unauthorized simulation, reproduction, counterfeit, copy, or colorable imitation of Microsoft's registered trademarks or service mark including, but not limited to, the Trademark and Service Mark Registration Nos. listed in Paragraph (a) above, in connection with the manufacture, distribution, offering for distribution, sale, offering for sale, advertisement, promotion, or display of any software, component, EULA, item or thing not authorized or licensed by Microsoft;

(d) using any false designation of origin or false description which can or is likely to lead the trade or public or individuals erroneously to believe that any software, component, EULA, item, or thing has been manufactured, produced, distributed, offered for distribution, advertised, promoted, displayed, licensed, sponsored, approved, or authorized by or for Microsoft, when such is in fact not true;

(e) engaging in any other activity constituting an infringement of any of Microsoft's trademarks, service mark and/or copyrights, or of Microsoft's rights in, or right to use or to exploit these trademarks, service mark, and/or copyrights; and

(f) assisting, aiding, or abetting any other person or business entity in engaging in or performing any of the activities referred to in paragraphs (a) through (e) above.

IT IS SO STIPULATED.

DATED: 7/23, 2013

IDEAL TECHNOLOGIES, LLC, A TEXAS LIMITED
LIABILITY COMPANY DOING BUSINESS AS PRICE
RIGHT COMPUTERS

By:  

DATED: 7/23, 2013

KEVIN COOK, AS AN INDIVIDUAL



DATED: _____, 2013

MICROSOFT CORPORATION, a Washington corporation

By: 

Approved as to form:

Dated: July 24, 2013


Audra M. Mori
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ATTORNEYS FOR PLAINTIFF
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Dated: _____, 2013

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ATTORNEYS FOR DEFENDANTS IDEAL
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BUSINESS AS PRICE RIGHT
COMPUTERS, AND KEVIN COOK, AS AN
INDIVIDUAL

Approved as to form:

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Dated: 7-23, 2013



24/07/13
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ATTORNEYS FOR DEFENDANTS IDEAL
TECHNOLOGIES, LLC, A TEXAS
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BUSINESS AS PRICE RIGHT
COMPUTERS, AND KEVIN COOK, AS AN
INDIVIDUAL

CERTIFICATE OF SERVICE

I herby certify that on the 25 of July, 2013, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

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